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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,	)	No. CR 07-0075 JSW
	)	
Plaintiff,	)	STIPULATION AND <del>PROPOSED</del>
	)	ORDER EXCLUDING TIME
v.	)	
	)	
ANDRE DARNELL MCBRIDE,	)	
	)	
Defendant.	)	

On February 21, 2007, the parties in this case appeared before the Court and stipulated that time should be excluded from the Speedy Trial Act calculations from February 21, 2007 to March 15, 2007 for effective preparation and continuity of counsel, in that: (1) defense counsel required adequate time to obtain and review information relevant to the government's motion for detention of defendant and to whether there will be a change of plea in this case; and (2) both parties' counsel are unavailable during portions of this period. The parties represented that granting the continuance was the reasonable time necessary for effective preparation of defense counsel, taking into account the exercise of due diligence. See 18 U.S.C. § 3161(h)(8)(B)(iv). The parties also agreed that the ends of justice served by granting such a continuance outweighed

the best interests of the public and the defendant in a speedy trial. See 18 U.S.C.  
§ 3161(h)(8)(A).

SO STIPULATED:

SCOTT N. SCHOOLS  
United States Attorney

DATED: February 23, 2007

/s/  
JULIE A. ARBUCKLE  
Assistant United States Attorney

DATED: February 27, 2007

/s/  
GEOFFREY HANSEN  
Attorney for Defendant Andre Darnell McBride

As the Court found on February 21, 2007, and for the reasons stated above, the Court finds that the ends of justice served by the continuance outweigh the best interests of the public and the defendant in a speedy trial and that time should be excluded from the Speedy Trial Act calculations from February 21, 2007 to March 15, 2007 for effective preparation and continuity counsel. See 18 U.S.C. §3161(h)(8)(A). The failure to grant the requested continuance would deny counsel reasonable time necessary for effective preparation, taking into account the exercise of due diligence, and would result in a miscarriage of justice. See 18 U.S.C. §3161(h)(8)(B)(iv).

SO ORDERED.

DATED: February 27, 2007

